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PATENT  
Docket No.: 21829/101 (EBC-008)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Wei et al. )  
Serial No. : 09/829,124 )  
Cnfrm. No. : 2301 )  
Filed : April 9, 2001 )  
For : HYPERSENSITIVE RESPONSE ELICITOR )  
FROM XANTHOMONAS CAMPESTRIS )

Examiner:  
A. Kubelik  
Art Unit:  
1638

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AMENDMENT

U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

In response to the office action dated September 5, 2002, please amend the above-identified application as set forth below.

In the Claims:

Please cancel claims 5 and 19-89 without prejudice and amend claims 1-4, 6, 8, 11, 13, 16, and 18 as follows:

1. (Amended) An isolated DNA molecule from a *Xanthomonas* species, the isolated DNA molecule either (a) comprising the nucleotide sequence of SEQ ID NO: 1; (b) encoding the amino acid sequence of SEQ ID NO: 2; (c) having a complement that hybridizes to the nucleotide sequence of SEQ ID NO: 1 in a hybridization medium comprising 500 mM NaPO<sub>4</sub> and 7.0% SDS at 65°C following an effective amount of time and remains hybridized after exposure to a wash medium comprising 1X SSC and 0.1% SDS at 65°C for an effective amount of time; or (d) being complementary to the DNA molecules of (a), (b), or (c).